

ATTORNEYS AT LAW

ATTN: APPLICATION BRANCH

**THIS IS A RESPONSE TO A
NOTICE TO FILE MISSING
PARTS OF AN APPLICATION**

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Re: Inventor: Kohki KATOH, et al.
Serial No: 10/079,878
Filed: February 22, 2002
For: COLOR TONER, METHOD FOR MANUFACTURING THE
TONER, AND IMAGE FORMING APPARATUS AND METHOD
USING THE TONER

SIR:

Attached hereto for filing are the following papers:

Notice to File Missing Parts
Filing of Declaration/Declaration
Filing of Substitute Specification/Substitute Specification (66 pages)
Extension of Time

Our check in the amount of \$0.00 is attached covering any required fees. In the event that any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 CFR 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 CFR 1.136 for the necessary extension of time. A duplicate of this sheet is enclosed.

Respectfully Submitted,


OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Docket No. 219257US2



22850

Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 12/01)


Marvin J. Spivak
Registration No. 24,913

Surinder Sachar
Registration No. 34,423



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/079,878	02/22/2002	Kohki Katoh	219257US-2

CONFIRMATION NO. 8566

22850
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT PC
FOURTH FLOOR
1755 JEFFERSON DAVIS HIGHWAY
ARLINGTON, VA 22202

FORMALITIES LETTER



OC000000007801445

Date Mailed: 04/05/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52 because:
 - Papers contain improper margins. *Each sheet must have a left margin of at least 2.5 cm (1") and top, bottom and right margins of at least 2.0 cm (3/4")*

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Docket No. 219257US-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: KOHKI KATO ET AL

SERIAL NO: 10/079,878

GAU:

FILED: FEBRUARY 22, 2002

EXAMINER:

FOR: COLOR TONER...

INFORMATION DISCLOSURE/RELATED CASE STATEMENT UNDER 37 CFR 1.97

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Applicant(s) wish to disclose the following information.

REFERENCES

- ☐ The applicant(s) wish to make of record the references listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- ☐ A check is attached in the amount required under 37 CFR §1.17(p).

RELATED CASES

- ☒ Attached is a list of applicant's pending application(s) which may be related to the present application. A copy of the claims and drawings of the pending application(s) is attached.
- ☐ A check is attached in the amount required under 37 CFR §1.17(p).

CERTIFICATION

- ☐ Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- ☐ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

DEPOSIT ACCOUNT

- ☒ Please charge any additional fees for the papers being filed herewith and for which no check is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Joseph A. Scafetta Jr.

Gregory J. Maier
Registration No. 25,599

Joseph A. Scafetta, Jr.
Registration No. 26,803



22850

Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 10/98)



LIST OF RELATED CASES

<u>Docket Number</u>	<u>Serial or Patent No.</u>	<u>Filing or Issue Date</u>	<u>Status or Patentee</u>
216314US2	09/988,142	11/19/01	PENDING
219257US2*	10/079,878	02/22/02	PENDING

*Present application; listed for information.

GJM/akh

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Docket No. 219257US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Kohki KATOH, et al.

SERIAL NUMBER: 10/079,878

ATTN: APPLICATION BRANCH

FILING DATE: February 22, 2002

COLOR TONER, METHOD FOR MANUFACTURING THE TONER, AND IMAGE FORMING
APPARATUS AND METHOD USING THE TONER

FILING OF SUBSTITUTE SPECIFICATION

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Responsive to the Notice to File Missing Parts dated April 5, 2002, provided here with is a Substitute Specification containing no new matter.

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Marvin J. Spivak

Attorney of Record

Registration No. 24,913

Surinder Sachar
Registration No. 34,423



22850

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Fax. (703) 413-2220
(OSMMN 10/98)

20050403 08362002

Docket No. 219257US2



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Kohki KATOH, et al.

GAU:

SERIAL NO: 10/079,878

EXAMINER:

FILED: February 22, 2002

FOR: COLOR TONER, METHOD FOR MANUFACTURING THE TONER, AND IMAGE FORMING APPARATUS AND METHOD USING THE TONER

REQUEST FOR EXTENSION OF TIME
UNDER 37 C.F.R. 1.136

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

It is hereby requested that a **one** month extension of time be granted to July 5, 2002 for

☐ filing a response to the Official Action dated:

☐ responding to the requirements in the Notice of Allowability dated:

☐ filing the Formal Drawings. The Issue Fee due

has been timely filed.

☒ responding to the Notice to File Missing Parts of Application dated:

April 5, 2002

☐ filing a Notice of Appeal. A timely response to the final rejection, due

has been filed.

☐ filing an Appeal Brief. A Notice of Appeal was filed on:

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown below is reduced by one-half.

The required fee of \$110.00 is enclosed herewith by check and any further charges may be made against the Attorney of Record's Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Marvin J. Spivak

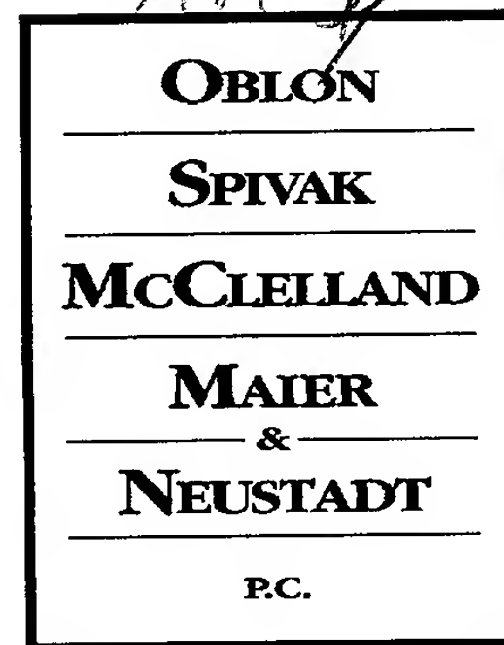
Registration No. 24,913



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Extension of Time

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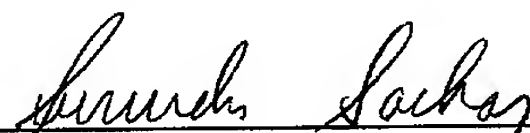
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(OSMMN 12/01)


Marvin J. Spivak
Registration No. 24,913

Docket No.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Kohki KATOH, et al.

SERIAL NUMBER: 10/079,878

ATTN: APPLICATION BRANCH

FILING DATE: February 22, 2002

FOR: COLOR TONER, METHOD FOR MANUFACTURING THE TONER, AND IMAGE FORMING APPARATUS AND METHOD USING THE TONER

FILING OF DECLARATION UNDER 37 CFR 1.53(f)

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Responsive to the notification dated April 5, 2002, and in accordance with the provisions of 37 CFR 1.53(f), Applicants submit herewith a Rule 63 Declaration.

The required fee was paid at the time of filing the application.

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Marvin J. Spivak

Attorney of Record

Registration No. 24,913

Surinder Sachar

Registration No. 34,423



22850

Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 10/98)

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